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6 Attorneys for Defendants County of
Siskiyou; Jeremiah LaRue and Jesus
Fernandez, in their official capacities
7 as members of the Siskiyou County
Sheriff's Department and in their individual
8 capacities; Brandon Criss, Ed Valenzuela,
Michael N. Kobseff, Nancy Ogren, and
9 Ray A. Haupt, in their official capacities
as members of the Siskiyou County Board
10 of Supervisors and in their individual
capacities; Edward Kiernan, in his official
11 capacity as County Counsel for Siskiyou
County and in his individual capacity;
12 and DOES 1-100.

13 UNITED STATES DISTRICT COURT

14 EASTERN DISTRICT OF CALIFORNIA

15 SACRAMENTO DIVISION

16 Dilevon Lo, Jerry Vang, Nathan Thao, Mao
Thao, Pao Lee, Antonio Lee, Koua Lee, Nhia
17 Thai Vang, Zeng Lee, Der Lee and Khue Cha

18 Plaintiffs,

19 vs.

20 County of Siskiyou; Jeremiah LaRue and
Jesus Fernandez, in their official capacities as
members of the Siskiyou County Sheriff's
21 Department and in their individual capacities;
and Brandon Criss, Ed Valenzuela, Michael
22 N. Kobseff, Nancy Ogren, and Ray A. Haupt,
in their official capacities as members of the
23 Siskiyou County Board of Supervisors and in
their individual capacities; Edward Kiernan,
24 in his official capacity as County Counsel for
Siskiyou County and in his individual
25 capacity; and DOES 1-100,

26 Defendants.
27
28

Case No.: 2:21-cv-00999-KJM-DMC

**DEFENDANTS' AMENDED
OBJECTIONS TO THE AFFIDAVIT OF
EDWARD SZENDREY DATED JUNE 3,
2021 (CM/ECF 4-5)**

Complaint Filed: June 4, 2021

First Amended Complaint Filed: July 15, 2021

Date: August 6, 2021

Time: 10:00 AM

**[FEES EXEMPT PURSUANT TO
GOVERNMENT CODE SECTION 6103]**

Defendants hereby submit their objections to the three affidavits filed to date by Edward Szendrey in support of Plaintiffs' original motion for TRO and preliminary injunction and the current motion for preliminary injunction.

Material Objected To:	Grounds for Objection:	Ruling on Objection:
Affidavit of Edward Szendrey June 3, 2021, ¶1 "The Siskiyou County, California Ordinance adopted May 4, 2021 is discriminatory to persons of Asian descent, specifically Asian Americans of Hmong heritage. Further other actions by the Siskiyou Board of Supervisors, Siskiyou County Sheriff, Siskiyou County District Attorney, and Siskiyou County Planning Department, reflect a racial bias putting those citizens of Asian descent at risk by denying them life sustaining water, fire protection, freedom of movement within the community, and denial of their right to own and enjoy real property lawfully acquired by them. The actions of the County of Siskiyou have fostered a bigoted bias against citizens of Asian descent by the general population of the County."	Lacks foundation. Speculation. Inadmissible opinion. Irrelevant.	Sustained: _____ Overruled: _____
¶8, "The Hmong in America are refugees from southeast Asia. The Hmong comprise the largest ethnic group involved in the U.S. Secret Army during the Vietnam conflict. After the war the communist government of Laos began sending Hmong veterans to reeducation camps. In the mindset of Pathet Lao, those that fought for the United States had put an American nail in their head. To escape from the persecution of the Laos government, these veterans and their families fled to nearby Thailand. Some fled to the jungles of Laos. After several years in refugee camps, they found	Irrelevant. Prejudicial, confusing and misleading (FRE 403) Hearsay. (FRE 801)	Sustained: _____ Overruled: _____

1	sponsors who brought them to the United States.”		
2	¶9	Irrelevant.	Sustained: _____
3	“Historically, the Hmong have been a	Hearsay. (FRE 801)	Overruled: _____
4	people without a country of their own. The	Prejudicial, confusing and	
5	desire of many Hmong longing for such a	misleading (FRE 403)	
6	country is relevant to the issue in Siskiyou		
7	County.		
8	¶11	Lacks foundation.	Sustained: _____
9	“I researched the origins and current status	Hearsay. (FRE 801)	Overruled: _____
10	of the Shasta Vista subdivision. I toured	Inadmissible opinion. (FRE	
11	the subdivision and became acquainted	701)	
12	with a number of the residents, the		
13	majority of whom are Hmong descent.		
14	Currently over 1,000 persons of Hmong		
15	descent own and live on lots within the		
16	subdivision, at approximately 4,000		
17	persons of Hmong descent live in Siskiyou		
18	County.”		
19	¶12	Lacks foundation.	Sustained: _____
20	“In my research I found the Shasta Vista	Hearsay. (FRE 801)	Overruled: _____
21	subdivision was first established in the	Inadmissible opinion. (FRE	
22	1960s and 1970s, and consisted of 1,600	701)	
23	lots. To service those lots, water was		
24	allowed to be pumped to the subdivision		
25	from a well which is now on the property		
26	of alfalfa farmer Steven Grisct. Ordinance		
27	20-13 specifically targets this well and		
28	another well on an adjacent farm known		
	as the Ellison farm. Water from the		
	Ellison farm also services the Shasta Vista		
	subdivision.”		
	¶14	Hearsay. (FRE 801)	Sustained: _____
	“Investigator Dahmen impounded Joling’s	Irrelevant.	Overruled: _____
	truck telling Joling that the property he		
	delivered water to was under		
	investigation, and therefore he was		
	involved in illegal activity. Joling made		
	several attempts to contact		
	Dahmen, who never returned his calls.		
	After several weeks of being deprived of		
	his livelihood, Joling contacted a		
	supervisor at the District Attorney’s		
	office. That day, his truck was released to		

1	him. He was never cited or charged with any offense.”		
2	¶15	Irrelevant.	Sustained: _____
3	“Other water truck owners/operators	Hearsay. (FRE 801)	Overruled: _____
4	advised me they had been pulled over by		
5	Investigator Dahmen. On September 25,	Prejudicial, confusing and	
6	2020, I also interviewed water truck	misleading (FRE 403)	
7	owner/operator Vinai Vang who stated		
8	that two years earlier, he went to a county		
9	office in response to a notice that a travel		
10	trailer on his property was not in		
11	compliance with county code. At the		
12	county office, he was asked to wait. After		
13	a half hour, Investigator Dahmen arrived		
14	and demanded Vinai Vang surrender his		
15	cell phone or he would be arrested.		
16	Dahmen		
17	questioned him about his water trucks and		
18	who he made deliveries to. His cell phone		
19	was never returned to him.		
20	¶16	Irrelevant.	Sustained: _____
21	“They were protesting the selling of water	Hearsay. (FRE 801)	Overruled: _____
22	to the Hmong water haulers who service		
23	the Shasta Vista Subdivision. The general	Lacks foundation.	
24	sentiment of the demonstrators was the	Inadmissible opinion. (FRE	
25	claim wells in the area had gone dry and	701)	
26	the reason was the selling of water,		
27	primarily by Griset, to water haulers who		
28	service the Shasta Vista subdivision.		
29	According to some demonstrators the		
30	Sheriff and		
31	Code Enforcement are overwhelmed and		
32	don’t have the manpower to deal with the		
33	cannabis grows. Therefore the only way to		
34	deal with grows is to shut off the water.”		
35	¶17	Hearsay. (FRE 801)	Sustained: _____
36	“The protestors demonstrated a bias		Overruled: _____
37	against the Hmong residents, many of		
38	whom had moved to the area from the		
39	State of Minnesota. One man had the		
40	perception that the federal government		
41	was paying Hmong to grow marijuana.		
42	Others claimed the Hmong growers are		
43	not paying taxes.		
44	Demonstrators shouted “Minnesota” at		

1	pickup trucks with Minnesota license plates as they left the subdivision. Some		
2	stated the Hmong are		
3	living in shanties and every winter a		
4	couple of people die because of carbon monoxide poisoning trying to heat with propane and wood.”		
5	¶18	Hearsay. (FRE 801)	Sustained: _____
6	... “In my interview with her, Marjorie [King] stated the water trucks are essential	Inadmissible opinion. (FRE 701)	Overruled: _____
7	for fire safety in the subdivision. She said	Lacks foundation.	
8	it takes up to thirty minutes for the fire department to respond and that the truck	Prejudicial, confusing and misleading. (FRE 403)	
9	drivers have a communications network which allows them to respond to fires		
10	within a few minutes. Many fires have been put out prior to the arrival of		
11	the fire department. Marjorie reported the day the ordinance was enacted there was a		
12	fire and the water trucks could not respond.”		
13	¶19	Irrelevant.	Sustained: _____
14	“Marjorie talked about prejudice against the Hmong. She said the first year was a	Hearsay. (FRE 801)	Overruled: _____
15	nightmare.... Matt Rokes, who claimed to be a former gang investigator for the	Prejudicial, confusing and misleading. (FRE 403)	
16	Siskiyou Sheriff’s Office, was on the internet saying the Hmong were a		
17	dangerous drug cartel, and would be shooting each other, stealing, promoting		
18	teenage prostitution, and eating dogs.”		
19	¶20	Lacks foundation.	Sustained: _____
20	“Nearly every night, whites were coming in crashing gates, shooting up water tanks,	Hearsay. (FRE 801)	Overruled: _____
21	kicking in doors, trashing houses and	Prejudicial, confusing and misleading. (FRE 403)	
22	strewing belongings on the ground. They then took pictures of the damage they	Irrelevant.	
23	caused and posted them on social media with comments about how trashy the		
24	Hmong were. Marjorie said hundreds of generators were stolen.”		
25	¶21	Hearsay. (FRE 801)	Sustained: _____
26	“She stated that at meetings of the association, other property owners would	Prejudicial, confusing and misleading. (FRE 403)	Overruled: _____
27			
28			

1	yell at the Hmong they didn't belong there and needed to get out."	Irrelevant.	
2	¶22	Hearsay. (FRE 801)	Sustained: _____
3	"In the course of my investigation, I	Prejudicial, confusing and	Overruled: _____
4	researched the issue of domestic water	misleading. (FRE 403)	
5	consumption. According to the USGS,	Irrelevant.	
6	average domestic water usage in the	Inadmissible opinion. (FRE	
7	United States is 82.3 gallons of water per	701)	
8	day with usage in California being greater		
9	than the average usage. The Brookings		
10	Institute has determined that domestic		
11	water use per Capita in California is 124		
12	gallons per day. See The Hamilton Project		
13	Report entitled "Domestic Water Use		
14	per Capita (in gallons per day) by State,		
15	2005," attached hereto as Exhibit		
16	A. Based on that data, the 4,000 people in		
17	the Siskiyou County Hmong community		
18	would require 329,200 gallons of water a		
19	day for domestic use using the nationwide		
20	average, or 469,000 gallons of water a		
21	day...."		
22	¶23	Lacks foundation.	Sustained: _____
23	"Farmer Steve Grisette provides private	Hearsay. (FRE 801)	Overruled: _____
24	water trucks approximately 325,000	Irrelevant.	
25	gallons of water per day."		
26	¶24	Irrelevant.	Sustained: _____
27	"Mr. Grisette himself uses 6 million gallons	Hearsay. (FRE 801)	Overruled: _____
28	of water per day to water his personal hay		
29	fields."		
30	¶25	Hearsay. (FRE 801)	Sustained: _____
31	"Mr. Grisette provides private water trucks	Irrelevant.	Overruled: _____
32	approximately 16 million gallons of water		
33	per year."		
34	¶26	Lacks foundation.	Sustained: _____
35	"Mr. Enloe is respected by all sides in the	Hearsay. (FRE 801)	Overruled: _____
36	issue as the foremost expert on	Inadmissible opinion. (FRE	
37	groundwater in Siskiyou County. Mr.	701)	
38	Enloe stated the Grisette and Ellison wells		
39	are on excellent aquifers, each well		
40	producing thousands of gallons per minute		
41	and lower the water table a very minimal		
42	amount. He said at 2.44 acre feet per day,		

1	the aquifer had ‘not been challenged yet.’”		
2	¶27	Lacks foundation.	Sustained: _____
3	“Mr. Enloe described the local issues as an	Hearsay. (FRE 801)	Overruled: _____
4	emotional issue not related to the data.	Inadmissible opinion. (FRE	
5	Those complaining about water shortage	701)	
6	in Big Springs basin are on a different	Prejudicial, confusing and	
7	aquifer and are suffering from seasonal	misleading. (FRE 403)	
8	drought. According to Mr. Enloe, their		
9	shortages are not due to water use by the		
10	farmers. He reported the farmers consume		
11	the same amount of water each year		
12	regardless of (sic) it is sold to others or		
13	used on their crops. The water being sold		
14	is diverted from crop production. These		
15	farmers turn on their pumps in the spring		
16	and turn them off in the fall during the		
17	time the pumps are on, water is pumped		
18	continuously.”		
19	¶28	Lacks foundation.	Sustained: _____
20	[The verbiage in ¶28 is exactly the same	Hearsay. (FRE 801)	Overruled: _____
21	as ¶27.]	Inadmissible opinion. (FRE	
22		701)	
23		Prejudicial, confusing and	
24		misleading. (FRE 403)	
25	¶30	Irrelevant.	Sustained: _____
26	“1 spoke with local farmer Steven Griset,	Hearsay. (FRE 801)	Overruled: _____
27	whose well supplied water to the water		
28	trucks. He stated that in 2016 or 2017,		
29	District Attorney Investigator Doug		
30	Dahmen advised Griset’s girlfriend Linda		
31	Rose they were selling water for pot		
32	growing. In 2019, Dahmen approached		
33	Steve Griset and asked how much he was		
34	selling the water for. Griset advised		
35	Dahmen he was receiving .01 cents per		
36	gallon.”		
37	¶31	Hearsay. (FRE 801)	Sustained: _____
38	“The current ordinance bans over 100	Misstatement of Ordinance.	Overruled: _____
39	gallons of water from being transported on		
40	certain roads without a special permit.”		
41			

1	¶32	Lacks foundation.	Sustained: _____
2	“In the course of my investigation, I have become familiar with the roads surrounding the Shasta Vista Subdivision and the local area.... The ordinance targets roads used by the Hmong residents and excludes other areas of the county.”	Inadmissible opinion. (FRE 701)	Overruled: _____
3		Prejudicial, confusing and misleading. (FRE 403)	
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6	¶33	Lacks foundation.	Sustained: _____
7	... “This portion of the ordinance restricts all water being transported to that community.”	Inadmissible opinion. (FRE 701)	Overruled: _____
8		Prejudicial, confusing and misleading. (FRE 403)	
9			
10		Misstatement of Ordinance.	
11	¶34	Vague.	Sustained: _____
12	... “Many residents of Asian descent live in this area.”	Lacks foundation.	Overruled: _____
13		Irrelevant.	
14			
15		Prejudicial, confusing and misleading. (FRE 403)	
16	¶35	Lacks foundation.	Sustained: _____
17	... “Approximately one-quarter mile north of the intersection of these two roads is a water station on which Hmong water truck owners/operators obtain water.”	Inadmissible opinion. (FRE 701)	Overruled: _____
18		Irrelevant.	
19			
20	¶37	Hearsay. (FRE 801)	Sustained: _____
21	“On October 8 2020, Montague resident John Spencer reported he was in the McDoel and Dorris area and observed Hmong water truck drivers getting water directly from pivots. He inquired at a store and was told the Hmong are buying water from the farmers in that area. He was also told there had been no intervention by the authorities.”	Irrelevant.	Overruled: _____
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26	¶38	Irrelevant.	Sustained: _____
27	“Cannabis cultivation in Siskiyou County is not limited to the areas affected by the	Lacks foundation.	Overruled: _____
28			

1	current ordinance. Nor is cannabis cultivation in Siskiyou County limited to those of Asian descent.”	Inadmissible opinion. (FRE 701)	
2	¶39	Prejudicial, confusing and misleading. (FRE 403)	Sustained: _____
3	The Siskiyou County 2021 Annual Strategic Plan, prepared by Undersheriff Karl G. Houtman, describes the illegal cannabis issues faced by that county, and is attached here as Exhibit B.”	Hearsay. (FRE 801)	Overruled: _____
4		Prejudicial, confusing and misleading. (FRE 403)	
5	¶43	Prejudicial, confusing and misleading. (FRE 403)	Sustained: _____
6	“He estimated upwards of 2,500 illegal marijuana cultivation sites in Siskiyou County, only 80 of which are believed to be in the Shasta Vista subdivision.”	Hearsay. (FRE 801)	Overruled: _____
7		Prejudicial, confusing and misleading. (FRE 403)	
8	¶44	Prejudicial, confusing and misleading. (FRE 403)	Sustained: _____
9	“Undersheriff Houtman’s report included photographs of cultivation sites in the Mount Shasta Vista subdivision. He described the area as a 600 acre parcel which included 80 cultivation sites.”	Hearsay. (FRE 801)	Overruled: _____
10		Prejudicial, confusing and misleading. (FRE 403)	
11	¶51	Lacks foundation.	Sustained: _____
12	“Siskiyou County has put a cap on new wells resulting in Hmong being unable to provide for their own water.”	Inadmissible opinion. (FRE 701)	Overruled: _____
13		Prejudicial, confusing and misleading. (FRE 403)	
14	¶52	Lacks foundation.	Sustained: _____
15	“The County of Siskiyou is seeking to condemn wells determined to provide water to cannabis growers... Kirk Skierski, Deputy Director of the Planning Division has proposed the Board consider a number of motions addressing the sale of water by farmers and declaring their wells nuisances. He has proposed the hiring of an outside law firm to assist the county in drafting ordinances aimed at capping wells.”	Inadmissible opinion. (FRE 701)	Overruled: _____
16		Hearsay. (FRE 801)	
17		Irrelevant.	
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1	¶53	Inadmissible opinion. (FRE 701)	Sustained: _____
2	“In the course of my investigation I found	Irrelevant.	Overruled: _____
3	no determinative effort by the county to		
4	work with the residents of the Shasta Vista	Prejudicial, confusing and	
	Subdivision to resolve these issues.”	misleading. (FRE 403)	
5	¶54	Prejudicial, confusing and	Sustained: _____
6	“On May 22, 2021 I interviewed Pao Lee.	misleading. (FRE 403)	Overruled: _____
7	He stated on May 14, 2021 he was driving	Hearsay. (FRE 801)	
8	his pickup truck carrying a 125-gallon		
9	water tank. He stated the tank contained		
10	120 gallons of water he was transporting		
11	from a friend’s to his grandfather. The		
12	amount of water could be determined by		
13	markings on the tank. Antonio Lee was a		
14	passenger in his vehicle. Pao Lee stated he		
15	traveled on Highway A12 from Highway		
16	97 and turned onto Bonanaza Road in the		
17	Montague area. A Sheriff’s deputy that		
18	was following him, passed Pao’s vehicle;		
19	drove ahead of him; made a U-turn in		
20	front of him and blocked his path going		
21	forward. A male officer approached his		
22	vehicle and went to the back of to observe		
	the water tank. The officer took pictures of		
	the water tank. The officer told him he		
	was carrying too much water and he was		
	going to take his car in for evidence.		
	According to Pao Lee the officer stated: ‘I		
	know you are going to use it for		
	marijuana.’ The officer told him he was		
	seizing the vehicle and they were not		
	letting it out ‘until the case is closed.’ Pao		
	Lee stated his vehicle was driven off by a		
	female deputy.”		
23	¶56	Irrelevant.	Sustained: _____
24	“On May 23, 2021 I interviewed Shasta	Prejudicial, confusing and	Overruled: _____
25	Vista Subdivision resident Russell Mathis.	misleading. (FRE 403)	
26	Mr. Mathis advised me he moved to	Hearsay. (FRE 801)	
27	Shasta Vista in the year 2013. Mr. Mathis		
28	stated he does not have a well on his		
	property. Prior to the Hmong moving into		
	the subdivision he purchased water at the		
	Yreka fire station for \$2.00 for 500		

1	gallons. Later the water distribution was transferred to the car wash. After the		
2	arrival of the Hmong in the area the		
3	water distribution was limited to those		
4	living in the Yreka zip code and he could		
5	no longer buy water there.”		
6	¶57	Irrelevant.	Sustained: _____
7	“He stated he and other residents who are	Prejudicial, confusing and	Overruled: _____
8	not cannabis growers are victims of the	misleading. (FRE 403)	
9	county ordinance. They too depend on the	Hearsay. (FRE 801)	
10	water trucks for their gardens, animals,		
11	and personal consumption.”		
12	¶58	Irrelevant.	Sustained: _____
13	“Mr. Mathis stated it is not a good time to	Prejudicial, confusing and	Overruled: _____
14	not have water. They are in an extreme	misleading. (FRE 403)	
15	drought, a pandemic, and there is extreme	Hearsay. (FRE 801)	
16	fire danger this time of year. In the case of	Inadmissible opinion. (FRE	
17	a fire there are only two ways in and two	701)	
18	ways out. There are narrow dirt roads.		
19	With fire trucks coming in and thousands		
20	of people trying to get out they won’t get		
21	out. They depend on the water trucks to		
22	provide water for fire protection.”		
23	¶59	Irrelevant.	Sustained: _____
24	“Mr. Mathis stated there is no need to	Prejudicial, confusing and	Overruled: _____
25	punish those that don’t have a garden or	misleading. (FRE 403)	
26	have a garden just to get by. He said it is	Hearsay. (FRE 801)	
27	illegal to collect rainwater. At	Inadmissible opinion. (FRE	
28	the same time people outside the area can	701)	
29	fill pools. Farmers can run sprinklers all		
30	day. He described the taking away water		
31	as cruel and racist.”		
32	¶60	Hearsay. (FRE 801)	Sustained: _____
33	“Russel said he gets along well with his	Irrelevant.	Overruled: _____
34	Hmong neighbors. They keep him safe,		
35	supply him with water, and if he needs		
36	anything they help him....		
37	He is now afraid to go out and fix the		
38	roads because he may get in trouble for		
39	aiding and abetting the Hmong. He said		
40	these people are really good to him.”		
41	¶61	Hearsay. (FRE 801)	Sustained: _____
42	“Mr. Mathis stated there is a racial bias	Inadmissible opinion. (FRE	Overruled: _____

1	against the Hmong. They cannot get permits to drill wells. Local gas stations	701)	
2	are instructed not to provide fuel to Asians	Lacks foundation.	
3	filling gas cans because it would be used	Prejudicial, confusing and	
4	for pumps and generators.”	misleading. (FRE 403)	
5			
6			
7	¶62	Hearsay. (FRE 801)	Sustained: _____
8	“He feels everything is aimed at the Asian	Inadmissible opinion. (FRE	Overruled: _____
9	community. Mr. Mathis stated all Asians	701)	
10	are targeted for ‘aiding and abetting’ with	Prejudicial, confusing and	
11	no concern if they are growing or not. He	misleading. (FRE 403)	
12	said the new Sheriff, Jeremiah LaRue, has		
13	come in with ‘guns a blazing’ just to		
14	please members of the Board of		
15	Supervisors. He described it as racism in		
16	the name of drought.”		
17	¶63	Hearsay. (FRE 801)	Sustained: _____
18	“Mr. Mathis feels he is being penalized	Irrelevant.	Overruled: _____
19	and it is not right to	Prejudicial, confusing and	
20	punish everybody. He cannot go get water	misleading. (FRE 403)	
21	from somewhere and bring it to his home.		
22	He said there are a few houses in the		
23	subdivision that have wells and share		
24	water with the others. That is how they are		
25	surviving at the moment.”		
26	¶64	Hearsay. (FRE 801)	Sustained: _____
27	“On May 22, 2021 A Hmong woman	Irrelevant.	Overruled: _____
28	spoke to me under the condition of	Prejudicial, confusing and	
29	anonymity. She stated her daughter came	misleading. (FRE 403)	
30	home telling her about being confronted at		
31	school by a Caucasian student who told		
32	her the Hmong had been stealing their		
33	water.”		
34	¶65	Hearsay. (FRE 801)	Sustained: _____
35	“She told me elderly Hmong women were	Irrelevant.	Overruled: _____
36	fearful of leaving the Shasta Vista	Prejudicial, confusing and	
37	Subdivision because of the Deputies	misleading. (FRE 403)	
38	stationed at the entrance.”		

1	¶66	Hearsay. (FRE 801)	Sustained: _____
2	“She also told me of speaking to a Hmong	Irrelevant.	Overruled: _____
3	woman who said she went to the city park	Prejudicial, confusing and	
4	in Mt. Shasta to get water in a 5 gallon	misleading. (FRE 403)	
5	jug. There was a fence around the water		
6	source and the woman was told Asians		
7	could not get water because they would		
8	use it for growing marijuana. Non-Asian		
9	persons were allowed to get water.”		
10	¶68	Lacks foundation.	Sustained: _____
11	“On May 22, 2021, I spoke with	Irrelevant.	Overruled: _____
12	Montague resident Peter Thao. He stated	Prejudicial, confusing and	
13	on May 14, 2021 he attended a community	misleading. (FRE 403)	
14	meeting which addressed the new water	Hearsay. (FRE 801)	
15	truck ordinance.... Peter Thao stated in his		
16	address to the meeting Supervisor Haught		
17	stated it is California State law only		
18	allows 25 gallons of water per person per		
19	day.”		
20	¶69	Irrelevant.	Sustained: _____
21	“On May 23, 2021 I received a phone call	Prejudicial, confusing and	Overruled: _____
22	from Steven Griset. He observed a	misleading. (FRE 403)	
23	Sheriffs deputy tear down three signs that	Hearsay. (FRE 801)	
24	were posted on his property, and put them		
25	in the trunk of his vehicle.”		
26	¶70	Prejudicial, confusing and	Sustained: _____
27	“On May 25, 2021 I spoke with an Hmong	misleading. (FRE 403)	Overruled: _____
28	resident of the Shasta Vista subdivision.	Hearsay. (FRE 801)	
	He stated that he prefers to be anonymous.		
	He stated he attempted to obtain a permit		
	to carry 100 gallons or more of water by		
	first calling the City of Yreka. He was		
	then referred to the Siskiyou County		
	Planning Department. He spoke to a		
	woman at the Planning Department and		
	inquired about how he could get a permit.		
	The county employee became upset with		
	the caller and stated: ‘we know what		
	you're going to use that water for.’ The		
	man persisted, stating that the ordinance		
	allowed him to transport up to 100 gallons		
	and he wanted to know where he could get		
	water. The county employee became		
	upset, she replied she would look into it		

and hung up on him.”

Dated: July 29, 2021

SPINELLI, DONALD & NOTT

By: /s/ J. Scott Donald

J. SCOTT DONALD
Attorneys for Defendants